

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION

V.

CIVIL ACTION NO. WMN-01-2872

WARFIELD-ROHR CASKET CO., INC.

VERDICT FORM

Question 1

Has plaintiff proven by a preponderance of the evidence plaintiff's claim under the Age Discrimination in Employment Act (ADEA)?

☒ Yes _____

(If your answer to question 1 is "no" stop here. Your verdict will be recorded in favor of defendant).

Question 2

If you find that Defendant Warfield-Rohr Casket Company violated the ADEA when it terminated Mr. Kuehn1, was that violation "willful," as that term has been defined in the instructions on the law?

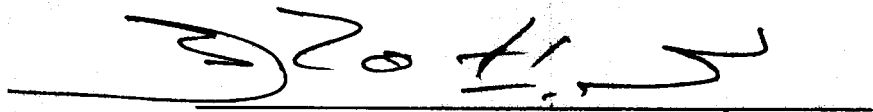
☒ Yes _____

Question 3

If your answer to question 1 is "yes," what damages, if any, do you assess in plaintiff's favor for loss of pay and benefits up to the present time as a result of defendant's liability under the ADEA?

\$ 397,948.75

NOTE: If your answer to question 2 was "yes," your award of damages must include liquidated damages in accord with the instructions given to you on the law.)


Foreperson Victor Espitia

Date: February 25, 2005